

Sara B. Brody, SBN 130222
sbrody@sidley.com
Nicole M. Ryan, SBN 175980
nicole.ryan@sidley.com
Ryan G. Fant, SBN 274153
rfant@sidley.com
SIDLEY AUSTIN LLP
555 California Street, Suite 2000
San Francisco, California 94104
Telephone: (415) 772-1200
Facsimile: (415) 772-7400

Attorneys for Defendant
STMICROELECTRONICS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CISCO SYSTEMS, INC., a California
Corporation,

Plaintiff,

v.

STMICROELECTRONICS, INC., a Delaware
Corporation, and DOES 1 through 20,
inclusive,

Defendant.

Case No. 14-cv-03236-RMW

**STIPULATION AND [] ORDER
SETTING HEARING DATE AND
BRIEFING SCHEDULE IN CONNECTION
WITH DEFENDANT'S RESPONSE TO
PLAINTIFF'S AMENDED COMPLAINT**

Date: December 5, 2014
Time: 9:00 a.m.
Place: Courtroom 6, 4th Floor
Judge: Hon. Ronald M. Whyte

1 Plaintiff Cisco Systems, Inc. ("Plaintiff") and Defendant STMicroelectronics, Inc.
2 ("Defendant"), by and through their undersigned counsel, hereby stipulate as follows:

3 WHEREAS, on June 13, 2014, Plaintiff filed the Complaint against Defendant in Santa Clara
4 Superior Court;

5 WHEREAS, on July 17, 2014, Defendant removed the action to the United States District
6 Court for the Northern District of California, San Jose Division;

7 WHEREAS, on July 24, 2014, Defendant filed a motion to dismiss and a special motion to
8 strike ("Motions") in response to the Complaint with an agreed-upon hearing date of September 19,
9 2014;

10 WHEREAS, on August 20, 2014, the Court entered the Parties' stipulation and proposed
11 order withdrawing Defendant's Motions without prejudice in light of Plaintiff's intent to amend its
12 Complaint, setting a deadline of August 29, 2014 for Plaintiff to file its Amended Complaint, and
13 ordering that the Parties agree on an appropriate deadline for Defendant to file its response to the
14 Amended Complaint and any resulting briefing schedule;

15 WHEREAS, on August 29, 2014, Plaintiff filed its Amended Complaint;

16 WHEREAS, under Fed. R. Civ. P. 15(a), the due date for Defendant to respond to the
17 Amended Complaint would be September 12, 2014, and under Civil L.R. 7-3, the due date for
18 Plaintiff to file Oppositions to any motions Defendant filed in response to the Amended Complaint
19 would then be September 26, 2014, and the due date for Defendant to file Replies to the Oppositions
20 would then be October 3, 2014;

21 WHEREAS, the parties agree that extending the deadlines for Defendant to respond to the
22 Amended Complaint and the resulting Oppositions and Replies to any motions filed in response to
23 the Amended Complaint, as well as setting the hearing date for December 5, 2014, would allow the
24 parties to fully brief the issues and provide the Court with sufficient time to evaluate the pleadings
25 prior to the hearing;

26 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the
27 undersigned, subject to the approval of the Court, that:

28 1. The briefing schedule on Defendant's motion(s) in response to the Amended

Complaint, and the hearing on any such motion(s), will be as follows:

Defendant's Response to the Amended Complaint	Due September 30, 2014
Plaintiff's Opposition	Due October 31, 2014
Defendant's Reply in support of its Motion(s)	Due November 19, 2014
Hearing on Defendant's Motion(s)	December 5, 2014 at 9:00 a.m.

Dated: September 12, 2014

Respectfully submitted,

SIDLEY AUSTIN LLP

By: /s/ Nicole M. Ryan

Nicole M. Ryan

Attorneys for Defendant
STMicroelectronics, Inc.

Dated: September 12, 2014

Respectfully submitted,

WINSTON & STRAWN LLP

By: /s/ Krista M. Enns

Krista M. Enns

Attorneys for Plaintiff Cisco Systems, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 45, 2014



Hon. Ronald M. Whyte
United States District Court Judge

SIGNATURE ATTESTATION

I am the ECF User whose identification and password are being used to file the foregoing
Stipulation and [Proposed] Order Setting Hearing Date and Briefing Schedule. In compliance with